



Missouri Department of Natural Resources

PUBLIC NOTICE

APPLICATION FOR MISSOURI STATE OPERATING PERMIT

DATE: September 22, 2006

In accordance with the state Clean Water Law, Chapter 644, RSMo, Clean Water Commission regulation 10 CSR 20-6.010, and the federal Clean Water Act, the applicants listed herein have applied for authorization to either discharge to waters of the state or to operate a no-discharge wastewater treatment facility. The proposed permits for these operations are consistent with applicable water quality standards, effluent standards and/or treatment requirements or suitable timetables to meet these requirements (see 10 CSR 20-7.015 and 7.031). All permits will be issued for a period of five years, unless noted otherwise in the Public Notice for that discharge.

On the basis of preliminary staff review and the application of applicable standards and regulations, the Missouri Department of Natural Resources (MDNR), as administrative agent for the Missouri Clean Water Commission, proposes to issue a permit(s) subject to certain effluent limitations, schedules, and special conditions. The proposed determinations are tentative pending public comment.

Persons wishing to comment on the proposed permit conditions are invited to submit them in writing to the Department of Natural Resources, Northeast Regional Office, 1709 Prospect Drive, Macon, MO 63552, ATTN: G. Irene Crawford, Regional Director. Please include the permit number in all comment letters.

Comments should be confined to the issues relating to the proposed action and permit(s) and the effect on water quality. The MDNR may not consider as relevant comments or objections to a permit based on issues outside the authority of the Clean Water Commission, (see Curdt v. Mo. Clean Water Commission, 586 S.W.2d 58 Mo. App. 1979).

All comments must be postmarked by October 23, 2006 or received in our office by 5:00 p.m. on October 26, 2006. The requirement of a signed document makes it impossible to accept email comments for consideration at this time. Comments will be considered in the formulation of all final determinations regarding the applications. If response to this notice indicates significant public interest, a public meeting or hearing may be held after due notice for the purpose of receiving public comment on the proposed permit or determination. Public hearings and/or issuance of the permit will be conducted or processed according to 10 CSR 20-6.020.

Copies of all draft permits and other information including copies of applicable regulations are available for inspection and copying at DNR's website, <http://www.dnr.mo.gov/env/wpp/index.html>, or at the Department of Natural Resources, Water Protection Program, 1101 Riverside Drive, P.O. Box 176, Jefferson City, Missouri 65101, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.

Public Notice Date: September 22, 2006

Permit Number: MO-0088510

Northeast Regional Office

FACILITY NAME AND ADDRESS	NAME AND ADDRESS OF OWNER
Lake Nehai Tonkayea WWTF 1000 Lake Drive, Keytesville, MO 65261	Nehai Property Owners Association 1000 Lake Drive, Keytesville, MO 65261
RECEIVING STREAM & LEGAL DESCRIPTION	TYPE OF DISCHARGE
Tributary to Mussel Fork Creek SE¼, SE¼, SW¼, Sec 2, T55N, R18W; Chariton County	Domestic; Reissue

STATE OF MISSOURI
DEPARTMENT OF NATURAL RESOURCES
MISSOURI CLEAN WATER COMMISSION



MISSOURI STATE OPERATING PERMIT

In compliance with the Missouri Clean Water Law, (Chapter 644 R.S. Mo. as amended, hereinafter, the Law), and the Federal Water Pollution Control Act (Public Law 92-500, 92nd Congress) as amended,

Permit No.

MO-0088510

Owner:

Nehai Property Owners Association, Inc.

Address:

1000 Lake Drive, Keytesville, MO 65261

Continuing Authority:

Same as above

Address:

Same as above

Facility Name:

Lake Nehai Tonkayea WWTF

Facility Address:

1000 Lake Drive, Keytesville, MO 65261

Legal Description:

SE ¼, SE ¼, SW¼ Sec. 2, T55N, R18W, Chariton County

Latitude/Longitude:

+3935363/-09253340

Receiving Stream:

Tributary to Mussel Fork Creek (U)

First Classified Stream and ID:

Mussel Fork Creek (P) (00670)

USGS Basin & Sub-watershed No.:

(10280202 - 040006)

is authorized to discharge from the facility described herein, in accordance with the effluent limitations and monitoring requirements as set forth herein:

FACILITY DESCRIPTION

Outfall #001 – Subdivision- SIC # 4952

Extended aeration/sludge disposal by contract hauler.

Design population equivalent is 90.

Design flow is 9,000 gallons per day. Adjusted design flow is 4,999 gallons per day.

Actual flow is 2536 gallons per day

Actual sludge production is 1.89 dry tons/year.

This permit authorizes only wastewater discharges under the Missouri Clean Water Law and the National Pollutant Discharge Elimination System; it does not apply to other regulated areas. This permit may be appealed in accordance with Section 644.051.6 of the Law.

Effective Date

Doyle Childers, Director, Department of Natural Resources
Executive Secretary, Clean Water Commission

Expiration Date

G. Irene Crawford, Director, Northeast Regional Office

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS					PAGE NUMBER 2 of 5	
					PERMIT NUMBER MO-0088510	
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The interim effluent limitations shall become effective upon issuance and remain in effect until four (4) years and 364-days from the issuance of this permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
(OUTFALL NUMBER AND EFFLUENT PARAMETERS)	UNITS	INTERIM EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Flow	MGD	*		*	Once/week	Measurement
Biochemical Oxygen Demand ₅	mg/L		45	30	Once/month	Composite**
Total Suspended Solids	mg/L		45	30	Once/month	Composite**
pH – Units	SU	***		***	Once/month	Grab
Temperature	°C	*		*	Once/month	Grab
Ammonia as N	mg/L	*		*	Once/month	Grab
Fecal Coliform (Note 1)	#/100 mL	*		*	Once/month	Grab
MONITORING REPORTS SHALL BE SUBMITTED MONTHLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
B. STANDARD CONDITIONS						
IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED <u>Parts I & III</u> STANDARD CONDITIONS DATED <u>October 1, 1980 and August 15, 1994</u> , AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.						

MO 780-0010 (8/91)

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (Continued)

- * Monitoring requirement only.
- ** A composite sample made up from a minimum of four grab samples collected within a 24-hour period with a minimum of two hours between each grab sample.
- *** pH is measured in pH units and is not to be averaged. The pH is limited to the range of 6.0 to 9.0 pH units

Note 1 – Final limitations and monitoring requirements for Fecal Coliform and Total Residual Chlorine are applicable only during the recreational season from April 1 through October 31.

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS					PAGE NUMBER 3 of 5	
					PERMIT NUMBER MO-0088510	
The permittee is authorized to discharge from outfall(s) with serial number(s) as specified in the application for this permit. The final effluent limitations shall become effective one (1) day before the date of expiration of this permit and remain in effect until expiration of the permit. Such discharges shall be controlled, limited and monitored by the permittee as specified below:						
(OUTFALL NUMBER AND EFFLUENT PARAMETERS)	UNITS	FINAL EFFLUENT LIMITATIONS			MONITORING REQUIREMENTS	
		DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MEASUREMENT FREQUENCY	SAMPLE TYPE
<u>Outfall #001</u>						
Flow	MGD	*		*	Once/week	Measurement
Biochemical Oxygen Demand ₅	mg/L		45	30	Once/month	Composite**
Total Suspended Solids	mg/L		45	30	Once/month	Composite**
pH – Units	SU	***		***	Once/month	Grab
Temperature	°C	*		*	Once/month	Grab
Ammonia as N	mg/L	*		*	Once/month	Grab
Fecal Coliform (Note 1)	#/100 mL	1000		400	Once/month	Grab
MONITORING REPORTS SHALL BE SUBMITTED MONTHLY; THE FIRST REPORT IS DUE _____. THERE SHALL BE NO DISCHARGE OF FLOATING SOLIDS OR VISIBLE FOAM IN OTHER THAN TRACE AMOUNTS.						
B. STANDARD CONDITIONS						
IN ADDITION TO SPECIFIED CONDITIONS STATED HEREIN, THIS PERMIT IS SUBJECT TO THE ATTACHED <u>Parts I & III</u> STANDARD CONDITIONS DATED <u>October 1, 1980 and August 15, 1994</u> , AND HEREBY INCORPORATED AS THOUGH FULLY SET FORTH HEREIN.						

MO 780-0010 (8/91)

A. EFFLUENT LIMITATIONS AND MONITORING REQUIREMENTS (Continued)

- * Monitoring requirement only.
- ** A composite sample made up from a minimum of four grab samples collected within a 24-hour period with a minimum of two hours between each grab sample.
- *** pH is measured in pH units and is not to be averaged. The pH is limited to the range of 6.0 to 9.0 pH units

Note 1 – Final limitations and monitoring requirements for Fecal Coliform and Total Residual Chlorine are applicable only during the recreational season from April 1 through October 31.

C. SPECIAL CONDITIONS

1. This permit may be reopened and modified, or alternatively revoked and reissued, to:
 - a. Comply with any applicable effluent standard or limitation issued or approved under Sections 301(b)(2)(C) and (D), 304(b)(2), and 307(a) (2) of the Clean Water Act, if the effluent standard or limitation so issued or approved:
 - (1) contains different conditions or is otherwise more stringent than any effluent limitation in the permit; or
 - (2) controls any pollutant not limited in the permit.
 - b. Incorporate new or modified effluent limitations or other conditions, if the result of a waste load allocation study, toxicity test or other information indicates changes are necessary to assure compliance with Missouri's Water Quality Standards.
 - c. Incorporate new or modified effluent limitations or other conditions if, as the result of a watershed analysis, a Total Maximum Daily Load (TMDL) limitation is developed for the receiving waters which are currently included in Missouri's list of waters of the state not fully achieving the state's water quality standards, also called the 303(d) list.

The permit as modified or reissued under this paragraph shall also contain any other requirements of the Clean Water Act then applicable.
2. All outfalls must be clearly marked in the field.
3. Permittee will cease discharge by connection to areawide wastewater treatment system within 90 days of notice of its availability.
4. Changes in Discharges of Toxic Substances.

The permittee shall notify the Director as soon as it knows or has reason to believe:

 - a. That any activity has occurred or will occur which would result in the discharge of any toxic pollutant which is not limited in the permit, if that discharge will exceed the highest of the following "notification levels:"
 - (1) One hundred micrograms per liter (100 µg/L);
 - (2) Two hundred micrograms per liter (200 µg/L) for acrolein and acrylonitrile; five hundred micrograms per liter (500 µg/L) for 2,5 dinitrophenol and for 2-methyl-4, 6-dinitrophenol; and one milligram per liter (1 mg/L) for antimony;
 - (3) Five (5) times the maximum concentration value reported for the pollutant in the permit application;
 - (4) The level established in Part A of the permit by the Director.
 - b. That they have begun or expect to begin to use or manufacture as an intermediate or final product or byproduct any toxic pollutant, which was not reported in the permit application.
 - c. That the effluent limit established in part A of the permit will be exceeded.
5. Report as no-discharge when a discharge does not occur during the report period.
6. Water Quality Standards.
 - a. Discharges to waters of the state shall not cause a violation of water quality standards rule under 10 CSR 20-7.031, including both specific and general criteria.
 - b. General Criteria. The following general water quality criteria shall be applicable to all waters of the state at all times including mixing zones. No water contaminant, by itself or in combination with other substances, shall prevent the waters of the state from meeting the following conditions:
 - (1) Waters shall be free from substances in sufficient amounts to cause the formation of putrescent, unsightly or harmful bottom deposits or prevent full maintenance of beneficial uses;
 - (2) Waters shall be free from oil, scum and floating debris in sufficient amounts to be unsightly or prevent full maintenance of beneficial uses;
 - (3) Waters shall be free from substances in sufficient amounts to cause unsightly color or turbidity, offensive odor or prevent full maintenance of beneficial uses;
 - (4) Waters shall be free from substances or conditions in sufficient amounts to result in toxicity to human, animal or aquatic life;
 - (5) There shall be no significant human health hazard from incidental contact with the water;
 - (6) There shall be no acute toxicity to livestock or wildlife watering;
 - (7) Waters shall be free from physical, chemical or hydrologic changes that would impair the natural biological community;
 - (8) Waters shall be free from used tires, car bodies, appliances, demolition debris, used vehicles or equipment and solid waste as defined in Missouri's Solid Waste Law, section 260.200, RSMo, except as the use of such materials is specifically permitted pursuant to section 260.200-260.247.

7. Sludge and Biosolids Use For Domestic Wastewater Treatment Facilities

- a. Permittee shall comply with the pollutant limitations, monitoring, reporting, and other requirements in accordance with the attached permit Standard Conditions.
- b. If sludge is not removed by a contract hauler, permittee is authorized to land apply biosolids. Permit Standard Conditions, Part III shall apply to the land application of biosolids. Permittee shall notify the department at least 180 days prior to the planned removal of biosolids. The department may require submittal of a biosolids management plan for department review and approval as determined appropriate on a case-by-case basis.

D. SCHEDULE OF COMPLIANCE

1. The final daily maximum and monthly average Fecal Coliform limits of 400/100ml and 1000/100ml, respectively, shall become effective one day prior to the expiration date of the permit or December 31, 2013, whichever comes first unless items 2 or 3 below are approved by the Department. The Effluent Regulation, 10 CSR 20-7.015(9)(K), allows the permittee up to five years from the issuance date of this permit to:
 - a. Install disinfection facilities, or;
 - b. Present an evaluation to show that disinfection is not required to protect one or both recreational uses, or;
 - c. Present a Use Attainability Analysis (UAA) that demonstrates one or both designated recreational uses are not attainable in the classified waters receiving the effluent.
2. If chlorination is the chosen method of disinfection, a Total Residual Chlorine limit will be added to the permit.

Date of Fact Sheet: February 23, 2006

Date of Public Notice: September 22, 2006

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT
FACT SHEET

This Fact Sheet explains the applicable regulations, rationale for development of this permit and the public participation process.

NPDES PERMIT NUMBER: MO-0088510

FACILITY NAME: Lake Nehai Tonkayea

OWNER NAME: Nehai Property Owners Association

LOCATION: SE $\frac{1}{4}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$, Sec 2, T55N, R18W; Chariton County:

RECEIVING STREAM: Tributary to Mussel Fork Creek

FACILITY CONTACT PERSON: Scott Shaw TELEPHONE: (660)222-3218

FACILITY DESCRIPTION AND RATIONALE

This facility provides secondary treatment to the wastewater discharge with extended aeration and sludge removal by contract hauler. Design flow is 9,000 gallons per day, but has been adjusted by agreement to 4,999 gallons per day. The discharge is to a tributary to Mussel Fork Creek, an unclassified stream, and is less than one half mile from Mussel Fork Creek, a class "P" stream. Standard technology-based limits for BOD₅, TSS, and pH as specified in 10 CSR 20-7.015(8) (1. and 2.) are believed adequate to protect the receiving stream. Ammonia and temperature have been added as monitoring requirements to determine if there is "reasonable potential" to violate state water quality standards for those parameters. Interim monitoring and final limitations have been added for fecal coliform because the outfall is within two miles of a segment of Mussel Fork Creek that is designated as a whole body contact recreation area. A schedule of compliance of five years for addressing the fecal coliform limits has also been added, as allowed by 10 CSR 20-7.015(9)(H). The permit should contain a "reopener clause" should the data generated by this permit, or other monitoring data, indicate that state water quality standards are being exceeded, due at least in part to this discharge.

This permit will be issued for a period of five years.



Missouri Department of Natural Resources
Water Protection Program
Water Pollution Control Branch
NPDES Permits and Engineering Section

Water Quality Review Sheet
Facilities with Design Flow < 22,500 gpd

Determination of Effluent Limits

FACILITY INFORMATION

FACILITY NAME: Lake Nehai Tonkayea WWTF PERMIT #: MO-0088510

FACILITY TYPE/DESCRIPTION: Secondary/ extended aeration/ sludge is removed by contract hauler

ECOLOGICAL DRAINAGE UNIT (EDU): _____ 8-DIGIT HUC: 10280202 COUNTY: Chariton

LEGAL DESCRIPTION: SE¼,SE¼,SW¼, Sec 2, T55N, R18W LATITUDE/LONGITUDE: +3935363/ -09253340

WATER QUALITY HISTORY: Two excursions for BOD₅, one for TSS and one for pH. Three violations for non-reporting

OUTFALL CHARACTERISTICS

OUTFALL	DESIGN FLOW (GPD)	TREATMENT TYPE	EFFLUENT TYPE
001	9,000	Secondary	Domestic

If facility design flow \geq 22,500 gpd or effluent type is not municipal or domestic wastewater, a formal water quality review sheet must be completed.

RECEIVING WATERBODY INFORMATION

WATERBODY NAME: Tributary to Mussel Fork Creek CLASS: U

WATERBODY NAME: Mussel Fork Creek CLASS: P

Discharge to or within two (2) miles of a losing stream (10 CSR 20-7.031, Table J or as determined by GSRAD) ☐

Discharge to or within two (2) miles of a classified waterbody designated for whole body contact recreation x

Use Attainability Analysis Conducted ☐

If the facility discharges to any of the waterbody types below, is within an area experiencing rapid development, or if a site-specific water quality impact study has been conducted, this form is not applicable.

Lake/Reservoir ☐ 303(d) Waterbody ☐ Metropolitan No-Discharge Stream ☐

Outstanding National/State Resource Water and Drainages Thereto ☐

PERMIT LIMITS AND INFORMATION

OUTFALL #001

DISCHARGE TO OR WITHIN TWO (2) MILES OF A CLASSIFIED WATERBODY DESIGNATED FOR WHOLE BODY CONTACT RECREATION

PARAMETER	UNITS	DAILY MAXIMUM	WEEKLY AVERAGE	MONTHLY AVERAGE	MONITORING FREQUENCY
FLOW	GPD	*		*	Once/Week
TEMPERATURE	°C	*		*	Once/Month
BOD ₅	MG/L		45	30	Once/Month
TSS	MG/L		45	30	Once/Month
pH	S.U.	6 – 9		6 – 9	Once/Month
AMMONIA AS N	MG/L	*		*	Once/Month
FECAL COLIFORM	NOTE 1	1000		400	Once/Month
TRC	MG/L	0.019		0.010	Once/Month

Note 1 – Colonies/100 mL, * – Monitoring Requirement Only

Please report the date, time, and location for each parameter sampled along with the average daily flow (actual flow measured or estimated, not design flow). All the parameters should be sampled on the same day and within no more than a 2-hour period. If discharge is contingent on storm events, rainfall should be measured every time there is a discharge.

DERIVATION AND DISCUSSION OF LIMITS

- **Biochemical Oxygen Demand (BOD₅)** – 10 CSR 20-7.015(8)(B)1.
- **Total Suspended Solids (TSS)** – 10 CSR 20-7.015(8)(B)1.
- **pH** – 10 CSR 20-7.015(8)(B)2.
- **Ammonia as Nitrogen** – Monitoring Requirement Only.
- **Fecal Coliform** – 10 CSR 20-7.015(8)(B)4.A. All classified waters in Missouri shall be designated for Whole Body Contact Recreation. Operating permits issued following this rule will contain effluent limits for applicable bacteria criteria.
- **Total Residual Chlorine (TRC)** – Effluent limitation for the protection of aquatic life against acute toxicity during critical low-flow conditions and minimal dilution [10 CSR 20-7.031(3)(I)1.]

Standard secondary treatment technology based limits for BOD₅, TSS, pH, and fecal coliform are assumed to be protective of the receiving stream based on the small size of the proposed discharge. Monitoring for temperature and ammonia are included to determine whether “reasonable potential” to exceed water quality standards exists after the discharge begins. Permit will contain a “reopener clause” to address potential water quality issues should this or other monitoring or observations indicate water quality standards may be exceeded or if existing designated uses may be negatively impacted due either in whole or in part to this discharge. Should chlorine be used at this facility, the effluent shall be dechlorinated to meet the above referenced limits. Alternate TRC limits protective of aquatic life against acute and chronic toxicity may be submitted to the department for consideration.

Reviewer: Ed Pate

Date: February 22, 2006

Approver: Refaat Mefrakis